

SHOW OF COLOR ON PROHIBITION

Senate Session Yesterday Brings
Out Some Interesting
Information.

PERTINENT QUESTION ASKED

By Whose Request Did President
Gardner Introduce the Cullen Hotel
Bill?—Reciprocal Obligation.

By whose request did President Gardner introduce in the state senate "by request" the Cullen hotel bill? Recalling the South Carolina dispensary scandals, a member of the senate asked of another member yesterday afternoon whether this bill was anything more or less than an effort to "tiltmanize" Utah.

Nobody, however, had the hardihood to inquire of President Gardner "by whose request he acted" in bringing in the Cullen measure—nor yet by whose request he admitted his lack of faith in the committee on commerce and manufactures, after seeing this committee on the firing line for three long weeks.

The Cullen measure is not in the hands of the committee considering all other temperance legislation, nor is it in the hands of the committee which will consider the temperance legislation yet to be brought in. By the special request of the president of the senate when he put his bill upon the table of Ben Bachman, it goes to a joint committee composed of the judiciary committee and the committee on manufactures and commerce.

DEVELOPES A FIGHT.

This request of President Gardner, made while he was in the chair as presiding officer, and when special weight attaches to any request upon the courtesy of senate members, stirred the senate to a pitch of fighting heat.

"The request is made clearly for a purpose," was the way that Senator Hyde peered through the move behind its outer covering. "I am willing to concede to a personal request of the president that his own bill go where he wishes it to go," he continued, "but I am not willing to concur in any movement to have all other similar legislation follow the course of this bill. It is not an opportune time to be changing committees."

Senator Miller colored visibly as he rose to declare his opposition, even to the wish of the president, unless he were willing strictly to limit his request to this one bill.

Rudolph Kuchler visibly showed the strain of the fight when he arose as chairman of the committee it was at that time hoped would "bury" the bill by declaring in an agitated voice that he wanted the entire senate to sit as a committee of the whole on these bills, let every man show forth exactly where he stood.

"What is after this show where he stands?" was the immediate retort of Miller, and Kuchler hastened to explain that he meant no reflection on any member of the senate.

FINALLY SUCCEEDS.

In spite of the almost unanimous opposition to allowing President Gardner to switch the bill into a large committee, a majority of whose members would be "dependable" the president insisted on forcing his request. When voted on that all temperance measures go to a joint committee, only one vote stood with the president. Then insisting on his right to "bury" the bill, he succeeded in having the bill committee named to consider it.

When asked after the session why he had declared the seeking for a joint committee by the president was "done for a purpose" Senator Hyde said: "Look at the makeup of the committee" and he would not discuss the matter further.

The members of the manufactures and commerce committee are Kuchler, John Y. Smith, Bullen, Hyde, and Badger. Since public attention has been centered upon finding out whether this committee were being depended upon to make a graveyard for prohibition legislation, John Y. Smith Badger, and Hyde, a voting majority has been expressed themselves that hope of diverting their votes to a "smothering" moment has been abandoned.

RETURNS OBLIGATION.

Just so the hope of having a senate member introduce the Cullen bill was similarly abandoned out of force, and the man whom Col. Ed. Loane had supported by senate presidency—brought forward to fulfill a return obligation. To realign the forces so badly shattered in the developed attitudes of members of the manufactures and commerce committee, the only hope was to recruit from the judiciary committee of which Senator Bennie X. Smith is chairman, and Senator Hulanski, Miller, Badger, Wilson, Hyde and Marks are members. The committee are counted against prohibition, Senator Hulanski having declared yesterday that no power on earth could ever force him to vote for a prohibition bill.

As the matter now stands, the Cullen bill is in the hands of the special joint committee while the prohibition petitions are in the hands of the committee on manufactures and commerce. What will happen to future

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Always uniform—our best product—sold in 1 lb., 2 lb., 2½ lb. and 5 lb. cans. Your grocer will grind it better if ground at home—not too fine.

prohibition legislation it is too early to state since each member introduced a bill may designate some committee to which he wishes it referred, following the precedent set yesterday by President Gardner.

ANOTHER INSURANCE BILL.

Underwriters' Measure is Introduced in Senate by Bennie X. Smith.

An insurance measure to create a Utah department of insurance along lines desired by the insurance writers of the state, was introduced yesterday in the senate. It was introduced yesterday afternoon by Senator B. X. Smith, and is a lengthy measure, going into every phase of establishing an insurance department and then regulating it.

This bill provides that a state insurance commission be created, the commissioner to serve under the governor's appointment for a term of four years at \$3,000 per year, to be assisted by a deputy at \$2,100 per year. The tax on insurance shall remain as at present, while in the bills introduced by Senator J. H. Stookey, the tax is raised, while the salary of the commissioner is placed at \$2,500 with that of the assistant at \$1,800. All present insurance laws are to be repealed under the present bill, the measure offering substitution for all conditions. It is a lengthy document consisting of 72 typewritten pages, much of whose space is filled with strict regulations. Insurance men declare that these regulations will not injure the reputable companies doing a legitimate business, but that fake companies will seriously suffer. The bill contains many measures from California and Colorado legislation along similar lines.

The fees prescribed for the insurance companies are as follows:

For filing power of attorney and statement preliminary to admission (foreign companies)\$50.00

For filing articles of incorporation and by-laws of foreign companies 25.00

For filing annual statement 50.00

For certificate of authority to transact business in this state 5.00

For each copy of certificate of authority for use of agents and solicitors 2.00

For preparing synopsis of annual statement for publication and certifying the same 5.00

For each copy of any paper filed in commissioner's office, other than folio20

For affixing the seal of the office and certifying any paper 1.00

The practice of rebating is attacked in a clause making it a misdemeanor to be punished as such. The bill will be handled in committee along with the Stookey measure, which emphasizes clauses requiring insurance companies to pay full value of the policy for losses by fire, unless they intend to repair existing damage, and requiring also a raise in tax from 1½ mills to a 2-mill rate.

AFTER SPITE FENCES.

Senator Badger is not a lover of the spite fence, and he wants all such eliminated from future civilization, to secure which condition he has introduced the following bill in the senate:

Any fence or other structure in the nature of a fence unreasonably exceeding five feet in height, maliciously erected or maintained by the owner, lessee or occupant of land, intended to spite, injure or annoy an adjoining owner, lessee or occupant, shall be deemed a private nuisance and a person injured either in the comfort or enjoyment of his estate thereby shall have an action for the damages sustained thereby, and an injunction may be granted to restrain the malicious erection thereof; and where any owner, lessee or occupant has maliciously erected such a structure with such intent, a mandatory injunction will lie to compel its abatement and removal.

LIBRARIES AND GYMNASIUMS.

The library-gymnasium movement has received from the Utah legislature indications of substantial support in the form of a bill introduced by Senator John Y. Smith creating a library-gymnasium commission, with an appropriation of \$3,000 for each biennial period.

The commission is to consist of five members, to be appointed by the superintendent of public instruction, and they are to establish and maintain free libraries, to receive and hold property, to sue and be sued, make contracts, and receive gifts, donations and bequests, enact bylaws and regulations for the conduct of the institutions they are to establish.

TO REDUCE FEE.

Senator Herschel Bullen's bill to reduce the initiation fee for non-resident students at the Agricultural college of Utah from \$25 to \$10 was read for the third time in the senate yesterday afternoon, but was not placed upon its passage for the reason that Senator Miller expressed a wish to speak upon the bill, and said he was not ready. It was therefore made a special order for Monday next. It is understood that the object of the bill is to make the college more attractive to students over the Idaho line, many of whom do not attend on account of this high fee.

DIVORCE PROCEDURE.

Divorce courts will be under the necessity of revising their present system of rules of practice, provided a bill introduced by Senator Badger becomes a law. It follows:

The complaint or petition shall be in writing and verified by the oath of the plaintiff, and no decree in divorce shall be granted upon defective or other legal proceedings taken in the cause; and all hearings and trials for divorce shall be had before the court and not before a master, referee, or any other delegated representative, and shall in all cases be public, and the court in all cases in divorce, shall make and file its findings and decrees upon the testimony.

A second bill by the same author provides that the courts may grant a decree of divorce for the following reasons, after the plaintiff has been a bona fide resident of the state and county in which the suit is entered for one year prior to the time the action is started:

Impotency of the defendant at the time of marriage.

Adultery committed by the defendant subsequent to marriage.

Willful desertion of plaintiff by defendant for more than one year.

Willful neglect of defendant to provide for plaintiff the common necessities of life for more than one year.

Habitual drunkenness of defendant for more than one year.

Conviction of defendant for felony.

Cruel treatment of plaintiff by the defendant to the extent of causing great bodily injury or mental distress to plaintiff.

Permanent insanity.

LEGISLATIVE DOCKET

NEW SENATE BILLS.

S. B. 56, Gardner—Cullen hotel bill; referred to manufactures and commerce and judiciary committees jointly.

S. B. 57, Burton—An act to amend section 1587 Compiled Laws of Utah, 1907, relating to appointment and use of school funds; education committee.

S. B. 58, Bullen—Amending sections 2305 and 2307 of the Compiled Laws of Utah, 1907, relating to the name of the state normal school, its relation to the university, courses of study, normal scholarships, certificates and diplomas; education committee.

S. B. 59, Bullen—An act to amend

OGDEN.

OGDEN OFFICE:
Basement First National Bank Building.
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Circulator, - C. C. Brown, Jr.
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Home Address, ... 513 25th St.
Office open from 8:30 to 10:30 a. m., and 4 to 6:30 p. m.
Patrons are requested to make immediate complaints regarding unsatisfactory delivery.

L. W. SHURTLEIFF IS NOW POSTMASTER

Change Effectuated Yesterday in
Administration of Ogden
Postoffice.

RAPID TRANSIT DIRECTORS.

Authorized to Issue \$1,000,000 Bonds
For Extension of Road—Witness in
Robbery Case Disappears.

Ogden, Feb. 3.—It is now Postmaster Shurtleiff. The change of administration in the Ogden postoffice took place yesterday and William Glasman has stepped down and out and is now a private citizen. Without any ceremony the change of administration took place. Mr. Glasman presented the new postmaster to the members of the office force.

Postmaster Shurtleiff is one of Weber county's pioneers and one of Ogden's foremost citizens. He has been identified with some of the leading business interests, and active in every movement that has for its slogan the boosting of Ogden.

RAPID TRANSIT EXTENSIONS.

Annual Stockholders' Meeting—
\$1,000,000 Bond Issue.

Ogden, Feb. 3.—At the annual meeting of the stockholders of the Ogden Rapid Transit company, the following directors were elected for the ensuing year: David Eccles, M. S. Browning, George Mattson, H. H. Rolapp, H. H. Spencer, R. E. Porter and Charles H. Kitcher. The reports of the officers were received and filed.

The directors were authorized to proceed with a bond issue, not to exceed \$1,000,000, to be used in the extension of the system and the purchasing of additional rolling stock. The first issue of bonds will be for about \$500,000.

The extensions contemplated by the company are the line through Ogden canyon to Huntsville; the Wall avenue extension south of Twenty-fifth street to Thirty-first street; two blocks' extension of the Twenty-fifth street line to the Nob Hill. An extension of the line that has been contemplated for a long time is the building of the road from the Utah Hot Springs to Brigham City.

It is thought that by the middle of June work will be fairly under way on improvements of the street car service by the extension of the line to place it second to none in the intermountain region.

WITNESS "MYSTERIOUSLY" DISAPPEARS.

There is another hitch in the prosecution of the proprietors of the Apex saloon, B. E. Blamett, B. J. McGuire and J. H. Garrett, who are charged with the robbery of Frank Goff, an old steamboat engineer, who was seized during his saloon and was subsequently drugged and robbed. The latest hitch is the mysterious disappearance of Mrs. Loveless, one of the state's principal witnesses, and her husband. The disappearance of the couple stopped the case yesterday, but it is reported that the prosecution will not stop there. The witnesses, it is stated, have gone to Chicago, and an effort will be made by the state to have them brought back to the city.

When District Attorney Harris' motion to amend the complaint was denied, he had new complaints drawn and upon these was going to have a rehearing of the case in the police court before Judge Murphy. When the case was called for trial, Blamett demanded a change of venue. The case was transferred to Justice Rhodes' court of Pleasant View. When it was called for hearing yesterday afternoon, it was found that the state's star witness, Mrs. Loveless, had left the city, which necessitated a postponement of the case.

The hearing against McGuire, Garrett and Fleming, the last named is included as a defendant in the amended complaint, will be called for hearing before Judge Murphy in the municipal court tomorrow afternoon. The outcome of the case, which is being studied.

THREE DAYS OF FESTIVITY AND AMUSEMENT Bring Out Local Talent.

Special Correspondence.
South Jordan, Jan. 31, Feb. 1.—The people of South Jordan have just concluded a most successful fair and festival, which was held in the yard hall on the 29th and 30th of January. Five committees, consisting of about 50 ladies and gentlemen, were appointed to carry on the work as follows: Committee on farm produce and livestock, ladies; handicraft and fine arts, refreshments, merchandise, amusement, decoration.

There was an excellent display on the side of cattle, sheep, horses, chickens, geese, etc., also grains, fruits and flour were sold in this department. In the ladies' hall, the refreshment table was a fine affair, and the department of all who saw it that it was the best shown by any single ward in Salt Lake county.

The fish pond, refreshment stand and refreshment table were a fine feature of the fair. The tables were laden with the good things of the earth and the meals served were of the highest quality. The fair was a success in every respect.

On the night of the 29th, the South Jordan Dramatic company presented the celebrated comedy drama, "Strife to a packed house. The play was very creditably presented being a financial and artistic triumph.

On the 30th a vaudeville entertainment was given to a crowded house. The local musicians and vocalists, James E. Mabey, did some very clever work in this line and was assisted by other gentlemen and ladies in some quartets, piano, organ and violin solos. The festivities closed on the night of the 30th with a grand ball with orchestra in attendance. Upwards of \$1.00 was realized which will be used to improve and beautify the ward house. Great credit is due Chairman, Gordon S. Beckstedt and the members of the committee for the successful manner in which the fair was conducted.

INTERSTATE BRIEFS

Lincoln Day at Ephraim—Lincoln day, Feb. 12, will be fittingly observed in the assembly hall of the Snow academy. Professors from the academy and others will speak on the life of Lincoln. . . . Little Arthur Willardson, the six-year-old son of Mr. and Mrs. Chris. Willardson, died early this morning from a severe case of typhoid fever. This is the only case of typhoid in this city, but there is one case of diphtheria.

Briefs from Stirling, Alberta—The Y. M. C. A. gave a social last Wednesday evening in honor of Mrs. A. E. Tamm. . . . The Literary society gave an interesting program a few evenings ago, attended by a large crowd. Mr. and Mrs. Raymond G. Hardy are rejoicing over the arrival of a fine baby boy. . . . Mrs. J. N. Seelye is visiting relatives and friends in Utah. A new meetinghouse is under course of erection to meet the demands of the increasing population. This building will be a credit to the town when completed.

Thursday at Banks

116 MAIN
UNTRIMMED SHAPES
Values up to \$3, 25c
Your choice. . . . 25c

CHILDREN'S CAPS &
HATS as long as 5c
they last. . . . 5c

ASSORTED FEATH-
ERS Values up 15c
to \$2.50 15c

All
French Flowers
One-Half Price

ITALIAN RELIEF FUND.

Vice Consul Jesse Frazzini has telegraphed to General Consul A. Rossi of Denver, who is representative of the Italian government, the sum of \$365.55 as a relief fund for the earthquake sufferers. The money was raised in Ogden by the general committee appointed by the mayor and of which Frazzini was a member.

SEIT FOR DAMAGES.

The Hansen Live Stock and Feeding company has filed suit in the district court against the Oregon Short Line and the Union Pacific railroad companies to recover damages in the sum of \$12,460 alleged to be due for losses incurred in a shipment of cattle belonging to the plaintiff. The complaint alleges that on or about April 8, 1908, at Logan, the plaintiff loaded 60 head of cattle for the Omaha market. That by reason of the negligence of the companies the cattle received improper attention, were handled unskillfully, were not given enough and proper feed en route, etc., and that by reason of all these statements the cattle shrunk in value \$12,460, and that the sum of \$2,500 was paid out for feed, for which damages are asked.

WEDDING PERMITS.

Marriage licenses have been issued to the following by County Clerk Dye: Robert Elias Hoggan and Eliza Mahan, both of Ogden. Joseph Pingree and Florence M. Huggitt, both of Ogden.

SWITCHMAN KILLED.

Advices were received in the city yesterday afternoon at the office of the Union Pacific railroad company, from Green River, Wyo., to the effect that Harry C. Wright, a switchman in the company's employ at that place was instantly killed the night before while coupling an engine on to the Overland Limited train. As there were no witnesses to the accident it is presumed that the man must have slipped while making the coupling. The deceased leaves a wife and three children residing in Cheyenne. It is stated that he was a member of the Brotherhood of Railroad Trainmen and carried \$1,500 insurance in that company.

PASSENGER LOSES POCKETBOOK.

Miss Mamie Follett of Cheyenne, Wyo., after purchasing a ticket for San Francisco in this city, and while waiting for her train found that she had lost her pocket-book and was absolutely without means to continue her journey. She reported her predicament to Deputy Master Shields and said she had a brother in Cheyenne. Mr. Shields sent a telegram to the young lady's brother and in less than 20 minutes money was telegraphed to the young lady who was enabled to continue her journey.

BIG CLASS ENTERS HIGH SCHOOL.

Supt. Allison of the city schools states that out of a total of 114 mid-year graduates from the eighth grade, 83 have already entered the high school. This is considered an exceptionally good showing as many of the graduates stop who they get past the eighth grade. In the grades there were 132 new pupils enrolled for the second

UTAH TAILORING CO.

C. Carlson. John Edgren
Ladies' and Gents' Clothes
Made to Order
CLEANING AND PRESSING
ON SHORT NOTICE.
All pressing done by hand.
Fine Collection of Samples.
131 West 1st St.
SALT LAKE CITY

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THIRD WARD RE-UNION.

At the meetinghouse last evening the Church members of the Third ward of this city held a reunion in honor of the retiring bishopric, Bishop James Wetherspoon and his counselors, Gilbert Torkelson and Peter Anderson. A fine program was rendered, and a very enjoyable time was had. Each of the guests of honor was presented with a handsome gold watch fob. The Civic Improvement league met last night and decided to work for the improvement of Ogden's business streets by having the poles and other unnecessary obstructions removed.

PFOVO.

COUNTY APPOINTMENTS.

Funeral of Joseph L. Graham—Divorce Hearing in District Court. Special Correspondence.
Provo, Feb. 3.—Dr. Herbert S. Pryne was appointed county physician by the board of county commissioners at the meeting held yesterday.

The following road supervisors were appointed: Henry M. Smith, Cedar Fork; J. B. Billa, Payson; A. Holman, Pleasant Grove. William Edwards was appointed constable at Goshute.

The following fees for January were reported collected by county officers: Clerk, \$570.80; recorder, \$541.90; sheriff, \$133.45.

THESE WILL WED.

A marriage license has been issued to Ernest M. Parker and Edna M. Moyer, both of American Fork.

FOURTH DISTRICT COURT.

The divorce suit of Jane Eliza Bradford vs. Hjal Lee Bradford is still before the court and evidence is being taken.

J. L. GRAHAM'S FUNERAL.
The funeral of Joseph L. Graham was attended by a large congregation of relatives and friends. The following speakers dwelt on the noble character of the departed: Elders Albert Jones, Evan White, E. C. Henriksen, John Ritchie and Bishop L. L. Nelson. The ward choir rendered beautiful vocal selections.

BINGHAM.

BOGAN STORE ROBBERED.

Fifteen Guns and Pistols the Booty Taken by Marauders.
Special Correspondence.
Bingham Canyon, Feb. 3.—The hardware store of John Bogan, situated on Main street, was entered by burglars last night and 15 guns and revolvers were taken. Entrance was effected from the rear but the marauders left no trace to help the officers in apprehending them. From the tracks at the rear door the robbery is supposed to be the work of boys.

ESTABLISHED 1864

ONE PRICE TO ALL NEVER UNDERSOLD

Our Muslin Underwear Sale

Is undoubtedly the greatest sale on record. It's setting the town wild with values. This great sale takes a new start tomorrow with all lines complete.

Just a Few Prices

To Demonstrate the Saving Opportunities of Tomorrow's Special Sales in

Other Departments.

Special Thursday
THE \$1.75 PER BOLT
White
English Nainsook
Thursday only, limit one bolt to a customer at a
bolt. . . . \$1.10

Special Thursday
\$1.00 Battenberg
Door Panels
Have a lacy Battenberg center medallion mounted on imported Battenberg—Thursday only, limit one to a customer. . . . 39c

Special Thursday
15c, 20c and 25c
Berkley Cambrics
Mill ends of the finest quality in lengths from 1 to 3 yards, all 26 inches wide, none less than 15c, the bulk 20c and many 25c, your choice Thursday . . . 9c

Special Thursday
Men's Underwear
\$1.00 Wool Shirts and Drawers—broken lines, taken altogether, that are above all prices from 50c to 90c. Your choice, per garment, only . . . 75c

Special Thursday
Seersucker Gingham
The most reliable brand, in patterns for hospital regiments, ladies' house dresses and children's dresses—fast in color, Thursday only, limit 12 yards to a customer, at a yard . . . 8c

Special Thursday
\$1.75 & \$1.50 Petticoats
\$1.75 Featherstiff and Sateen Petticoats in black, blue and brown, some neat stripes, all cut very full; worth \$1.75 and \$1.50—Thursday they'll . . . 93c

Special Thursday
15c
Seersucker Gingham
The most reliable brand, in patterns for hospital regiments, ladies' house dresses and children's dresses—fast in color, Thursday only, limit 12 yards to a customer, at a yard . . . 8c

Special Thursday
Men's Underwear
\$1.00 Wool Shirts and Drawers—broken lines, taken altogether, that are above all prices from 50c to 90c. Your choice, per garment, only . . . 75